IN THE HIGH COURT OF BOMBAY AT GOA

CRIMINAL WRIT PETITION NO. 35 OF 2005

Man Bahadoor,
Prisoner, in Central
Jail, Aguada, Goa. ... Petitioner

versus

State through the
Chief Secretary and
others. ... Respondents

Mrs. A. A. Desai, Advocate for the Petitioner.

Mrs. W. Coutinho, Public Prosecutor for the Respondents.

CORAM : N. A. BRITTO, J.

DATE : 14TH NOVEMBER, 2005

P.C.:-

Heard Mrs. A. A. Desai, the learned Counsel appearing on behalf of the petitioner and Mrs. W. Coutinho, the learned Public Prosecutor appearing on behalf of the respondents.

The grievance of the petitioner who is a prisoner undergoing imprisonment of ten years under Section 20(b)(ii) of the N.D.P.S. Act, 1985 is that his application for parole has been wrongly rejected by the Inspector General of Prisons inspite of

the fact that the Police Authorities at Kullu, Himacal Pradesh had no objection for the petitioner to be released on parole.

Mrs. Coutinho, the learned Public Prosecutor submits that in the light of the said grievance of the petitioner the application will be reconsidered by the Inspector General of Prisons. The statement is accepted and in the light of the said statement the impugned Order dated 10-11-2004 is hereby set aside and the Inspector General of Prisons is hereby directed to dispose of the application of the petitioner for parole afresh and in accordance with law within a period of three weeks from today.

In the light of the above Order, the petition is disposed of.

N. A. BRITTO, J.

RD.